

GENERAL COUNSEL'S REPORT

August 26, 2015

D. Overton County Nursing Home, Livingston (Overton County), TN — CN1204-017AEE

On July 25, 2012, the Agency unanimously approved this application for modification of the existing nursing home through the construction of a new 30 bed addition and minor renovations of the facility at 318 Bilbrey Street, Livingston (Overton County), Tennessee. The new addition will create more private rooms without adding more new licensed beds. The beds in the new addition will be Medicaid certified and will house predominantly TennCare patients and some private pay patients. The estimated project cost was \$6,330,598.

The Agency unanimously approved 6 month extensions on two previous occasions:
The first extension was approved on 7/23/2014, due to the unexpectedly lengthy time required to obtain plans approval from the Department of Health (7 months) and weather conditions.
The 2/25/2015, due to additional design changes required by the Department of Health.

Overton County Nursing Home requests a 3 month extension to the expiration date, from 9/1/15 to 12/1/15. Construction of the project was substantially completed in May 2015; however, modifications directed by the TN Dept. of Health have resulted in a final inspection being scheduled for 8/19/15. This extension is being requested out of an abundance of caution.

BUTLER | SNOW

July 31, 2015

VIA HAND DELIVERY

Jim Christoffersen, Esq.
General Counsel
Tennessee Health Services and
Development Agency
Andrew Jackson Building, 9th Floor
502 Deaderick Street
Nashville, TN 37243

RE: Overton County Nursing Home, CN1204-017AEE

Dear Mr. Christoffersen:

The purpose of this email is to request an additional extension of the expiration date of the certificate of need ("CON") referenced above. The CON is currently scheduled to expire September 1, 2015, and we request an extension to December 1, 2015, for the reasons stated below.

Background

The project authorized by the CON is an addition to an existing 160-bed nursing home, to create space for 30 private rooms. The project does not involve an increase in licensed bed capacity, only additional space for private rooms in a freestanding building. The project was approved by the Agency at its meeting on July 25, 2012.

The design of the addition is essentially a hybrid between a traditional nursing home design and the so-called "greenhouse" model. The design characteristics have resulted in longer than expected times for plans approval and construction. The CON was originally scheduled to expire September 1, 2014. On July 23, 2014, the Agency approved the request to extend the expiration date to March 1, 2015. On February 25, 2015, the Agency granted an additional extension of six months to September 1, 2015.

Construction of the project was substantially completed in May of 2015. However, a preliminary inspection by the Department of Health at that time resulted in a request by the Department for several modifications. The facility immediately undertook the required modifications, which have now been completed.

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Jim Christoffersen, Esq.

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Requested Extension

Construction of the project, including the modifications described above, has been completed. Final inspection by the Department of Health is scheduled for August 19, 2015. It is entirely possible the project will be completed before the expiration date. Out of an abundance of caution, however, the facility requests an additional extension to December 1, 2015. This additional time will provide more than adequate time if unforeseen events preclude completion by September 1, 2015.

Enclosed is a filing fee in the amount of \$1,780.75, which is 12.5% of the original filing fee of \$14,246. We would appreciate this request being placed on the General Counsel's report for the meeting scheduled on August 26, 2015. Please let us know if you have any questions or need additional information.

Very truly yours,

BUTLER SNOW LLP



Dan H. Elrod

clw

Enclosure

cc: Jennifer Bouldin

STATE OF TENNESSEE
Health Services and Development Agency



Certificate of Need No. CN1204-017AE is hereby granted under the provisions of T.C.A. § 68-11-1601, *et seq.*, and rules and regulations issued thereunder by this Agency.

To: Overton County
317 East University Street
Livingston, TN 38570

For: Overton County Nursing Home

This Certificate is issued for: Modification and renovation to the existing 160-bed nursing home. The project includes the construction of a new building behind the existing facility which will include 30 private rooms but will not increase the licensed bed capacity of the facility. Renovations include cosmetic upgrades to the existing facility.

Modification: Modified pursuant to Rule 0720-10-.06(8) – On July 23, 2014 the Agency granted a six (6) month extension of the expiration date from September 1, 2014 to March 1, 2015. The project was originally approved on July 25, 2012.

On the premises located at: 318 Bilbrey Street
Livingston (Overton County), TN

For an estimated project cost of: \$6,344,844.00

The Expiration Date for this Certificate of Need is

March 1, 2015

or upon completion of the action for which the Certificate of Need was granted, whichever occurs first. After the expiration date, this Certificate of Need is null and void.

Date Approved: July 25, 2012

D. Lynn Johnson
Chairman

Date Issued: August 22, 2012

Date Reissued: September 24, 2014

Melanne Hill
Executive Director